

IC 20-27-6

Chapter 6. Parents' Supplemental Transportation Contracts

IC 20-27-6-1

Nonpublic school exemption

Sec. 1. This chapter does not apply to a nonpublic school or to a nonpublic school bus driver contract executed for a nonpublic school.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-2

Authority of parents to provide bus transportation

Sec. 2. Parents may provide bus transportation for students enrolled in a public school who are not provided transportation by the school corporation.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-3

Parents joint contract rights

Sec. 3. (a) The parents of public school students not provided bus transportation by the school corporation may contract jointly with a school bus driver to provide transportation under a parents' supplemental transportation contract.

(b) A parents' supplemental transportation contract is subject to the approval of the governing body of the school corporation where the students transported under the contract reside, and a school bus operated under the contract is under the supervision and direction of the governing body.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-4

Parents supplemental transportation contract; contents

Sec. 4. A parents' supplemental transportation contract must include the following:

- (1) The type of school bus equipment to be furnished by the school bus driver, including a provision that the contract incorporate by reference any equipment requirements prescribed by the committee.
- (2) Incorporation by reference of the safety, training, and inspection requirements of the committee and the state.
- (3) The amount of liability and property damage insurance required to be furnished by the school bus driver. The amount of insurance must be commensurate with insurance furnished by a school bus driver operating under a transportation contract with a school corporation.
- (4) Any other relevant information necessary to advise the parties of the terms and conditions of the contract.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-5

Parents supplemental transportation contract; school bus driver prerequisites

Sec. 5. Before a school bus driver may enter into a parents' supplemental transportation contract, the school bus driver must meet the following prerequisites:

- (1) The school bus driver must meet all physical requirements required of school bus drivers by the committee, including the requirements under IC 20-27-8-1.
- (2) The school bus driver must obtain the physical fitness certificate required of all school bus drivers by IC 20-27-8-4.
- (3) The school bus driver must have a valid public passenger chauffeur's license issued by the bureau of motor vehicles.
- (4) The school bus driver must meet any additional requirements required by the contracting parents.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-6

Parents supplemental transportation contract; substitute driver requirements

Sec. 6. A substitute school bus driver may not operate a school bus unless the substitute school bus driver meets the standards required by IC 20-27-8-1 or any other committee requirements for substitute school bus drivers.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-7

Parents supplemental transportation contract; use of school buses

Sec. 7. (a) Except as provided in subsections (b) and (d), a school bus operating under a parents' supplemental transportation contract may only be used for the following purposes:

- (1) Transportation of eligible students to and from school.
- (2) Transportation of eligible students and necessary adult chaperones to and from an activity that is sponsored, controlled, supervised, or participated in by the governing body of the school corporation.
- (3) Transportation of students to and from a:
 - (A) youth baseball activity;
 - (B) 4-H club activity;
 - (C) junior achievement activity;
 - (D) Boy Scout activity;
 - (E) Girl Scout activity;
 - (F) Campfire activity; or
 - (G) recreational activity approved or sponsored by a political subdivision.

(b) Except as provided in subsection (c), the following conditions apply to a school bus operating under a parents' supplemental transportation contract that is used for a purpose described in subsection (a):

- (1) Students may not be accompanied by more than four (4) adult sponsors or chaperones per school bus.

(2) Transportation must originate from a point within the geographical limits of the school district served by the affected school bus driver.

(3) The group to be transported shall be residents of the affected school district.

(4) Transportation may not exceed one hundred (100) highway miles from point of origin.

(c) Subsection (b) does not apply if transportation can be furnished by a common carrier of passengers that operates under the jurisdiction of the department of state revenue. If transportation is furnished by a common carrier of passengers that operates under the jurisdiction of the department of state revenue, IC 20-27-9-3(b) applies.

(d) A school bus operating under a parents' supplemental transportation contract may be used for the following purposes:

(1) Travel to and from a garage or repair area for maintenance or repair.

(2) Transportation requested by a governmental authority during a local, state, or national emergency.

(3) Transportation of an agricultural worker engaged in cultivating, producing, or harvesting crops under IC 20-27-9-10.

(4) Travel to a school bus driver's residence or parking facility following an authorized use described in this section.

(5) Transportation of a senior citizen under IC 20-27-9-2.

As added by P.L.1-2005, SEC.11.

IC 20-27-6-8

Violation

Sec. 8. A person who knowingly, intentionally, or recklessly violates this chapter commits a Class C misdemeanor.

As added by P.L.1-2005, SEC.11. Amended by P.L.231-2005, SEC.37.